

18CV240

1 DERRICK L. JOHNSON

2 CDC#AY-7574

3 P.O. BOX 3476

4 CORCORAN, CA 93212

5 PLAINTIFF PRO SE

7 UNITED STATES DISTRICT COURT

8 SOUTHERN DISTRICT OF NEW YORK

9 DERRICK L. JOHNSON, PLAINTIFF,

CIVIL ACTION NO

10 v.

VERIFIED COMPLAINT FOR DAMAGES

11 DCM ERECTORS, INC., A CORPORATION; JOHN

JURY TRIAL DEMANDED

12 DOE, IN AN OFFICIAL CAPACITY, DEFENDANTS.

13 1 THIS ACTION ARISES AND INVOKES THE JURISDICTION OF THIS COURT UNDER THE UNITED STATES
14 CONSTITUTION, FOURTEENTH AMENDMENT AND 28 §§ 1331, 1915, ~~108~~ AND 42 U.S.C. §§ 1983 AND 1985(3).

15 2. ON 6/29/12, IN AND AT COUNTY OF NEW YORK, STATE OF NEW YORK, DEFENDANT JOHN DOE (WHO, AT
16 ALL TIMES, WAS ACTING UNDER COLOR OF A STATUTE, ORDINANCE, REGULATION, CUSTOM, AND/OR USAGE OF A
17 STATE AND/OR TERRITORY AND IN THE COURSE AND SCOPE OF HIS EMPLOYMENT AS A FOREMAN AND EMPLOYEE
18 OF DEFENDANT DCM ERECTORS, INC., (HEREINAFTER DCM)) AND DEFENDANT DCM DID SUBJECT PLAIN-
19 TIFF DERRICK L. JOHNSON (HEREINAFTER PLAINTIFF) (WHO, AT ALL TIMES, WAS ~~UNITED STATES CITIZEN~~) AND
20 IS A UNITED STATES CITIZEN) AND/OR CAUSE PLAINTIFF TO BE SUBJECTED TO THE DEPRIVATION OF RIGHTS
21 SECURED BY THE CONSTITUTION (INCLUDING RIGHT TO NOT BE DENIED THE EQUAL PROTECTION OF THE LAWS
22 UNDER THE FOURTEENTH AMENDMENT) AND LAWS (INCLUDING 42 U.S.C. § 2000e-2, NEW YORK EXE-
23 CUTIVE LAW, AND NEW YORK CITY ADMINISTRATIVE CODE) WHEN THE DEFENDANTS UNLAWFULLY AND UNCON-
24 STITUIONALLY DISCRIMINATED AGAINST PLAINTIFF BY ~~UNLAWFULLY~~ UNLAWFULLY AND UNCONSTITUTIONALLY DISCHAR-
25 GING PLAINTIFF FROM EMPLOYMENT BASED ON PLAINTIFF'S RACE AND/OR COLOR. ON ABOUT 6/29/12, IN
26 AND AT ~~STATE OF NEW YORK~~ A STATE AND/OR TERRITORY, DEFENDANT JOHN DOE
27 AND ONE OR MORE PERSONS CONSPIRED FOR THE PURPOSE OF DIRECTLY OR INDIRECTLY DEPRIVING PLAIN-
28 TIFF OF THE EQUAL PROTECTION OF THE LAWS WHEREBY, ON 6/29/12, IN AND AT COUNTY OF NEW YORK,

1 STATE OF NEW YORK, PLAINTIFF WAS INJURED (INCLUDING ^{EXPERIENCING} ~~EXPERIENCING~~ GREAT HUMILIATION AND EMBA-
 2 RRASSMENT) ~~EXPERIENCING~~ IN HIS PERSON AND DEPRIVED OF EXERCISING AND HAVING A RIGHT OF A
 3 CITIZEN OF THE UNITED STATES.

4 THEREFORE PLAINTIFF PRAYS AND DEMANDS: 1) ON THE DAY THIS PAPER IS DELIVERED TO CHIEF
 5 JUDGE COLLEEN McMAHON, A COURT ORDER: A) AUTHORIZING THE COMMENCEMENT OF THIS CIVIL ACTION
 6 AND PLAINTIFF TO PROCEED IN FORMA ~~PAUPERIS~~ PAUPERIS AND B) ORDERING CLERK OF COURT TO SIGN, SEAL, AND
 7 ISSUE TO PLAINTIFF THE SUMMONS (ATTACHED TO MOTION AS EXHIBIT A) AND A CONFORMED COPY OF THIS
 8 COMPLAINT FOR SERVICE ON THE DEFENDANTS AND TO MARK ISSUED SUMMONS WITH THE FILE NUMBER
 9 AND ENTER CHRONOLOGICALLY IN THE DOCKET AND 2) JUDGMENT FOR DAMAGES AGAINST DEFENDANT DCH
 10 IN A SUM CERTAIN OF NO LESS THAN \$2,000,000.00.

11 VERIFICATION

12 I VERIFY UNDER THE PENALTY OF PERJURY THAT THE FACTS ARE BASED ON MY PERSONAL KNOW-
 13 LEDGE TO WHICH I AM COMPETENT TO TESTIFY AND ARE ADMISSIBLE IN EVIDENCE AND THAT THE FORE-
 14 GOING IS TRUE AND CORRECT. EXECUTED ON 12/31/17

15 RESPECTFULLY SUBMITTED,

16 DERRICK L. JOHNSON

17 DERRICK L. JOHNSON

18 CDC #AY-7574

19 P.O. BOX 3476

20 CORCORAN, CA 93212

21 PLAINTIFF PRO SE

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1 DERRICK L. JOHNSON

2 CDC #AY-7574

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4 CORCORAN, CA 93212

5 PLAINTIFF PRO SE

2018 JAN 10 PM 3:21

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

9 DERRICK L. JOHNSON, PLAINTIFF,

10 v.

11 DCM ERECTORS, INC., "ET. AL." DEFENDANTS.

CIVIL ACTION NO.

PLAINTIFF'S EX PARTE APPLICATION, FOR GOOD CAUSE, AND MOTION,
 TO BE DETERMINED ON THE DAY THIS PAPER IS DELIVERED TO
 CHIEF JUDGE COLLEEN MCMAHON AND WITHOUT ORAL HEARINGS,
 FOR A COURT ORDER THAT: 1) AUTHORIZES THE COMMENCEMENT OF
 THIS CIVIL ACTION WITHOUT PREPAYMENT OF FEES OR SECURITY AND
 PLAINTIFF TO PROCEED IN FORMA PAUPERIS AND 2) ORDERS CLERK
 OF COURT RUBY J KRAJICK (OR ACTING CLERK OF COURT) TO SIGN,
 SEAL, AND ISSUE TO PLAINTIFF THE SUMMONS (ATTACHED AS EXHIBIT
 B7A) AND CONFORMED COPY OF COMPLAINT FOR SERVICE ON EACH
 DEFENDANT AND TO MARK ISSUED SUMMONS WITH THE FILE NUM-
 BER AND ENTER CHRONOLOGICALLY IN THE DOCKET

15 GROUNDS

DECLARATION

I DECLARE UNDER THE PENALTY OF PERJURY, ON THIS DATE, IN THE STATE OF CALIFORNIA, THAT I DO NOT
 POSSESS ANY ASSETS, THAT I AM UNABLE TO PAY FEES OR GIVE SECURITY IN THIS CIVIL ACTION, THAT I AM
 ENTITLED TO REDRESS, THAT THE FACTS ARE BASED ON MY PERSONAL KNOWLEDGE TO WHICH I AM COM-
 PETENT TO TESTIFY AND ARE ADMISSIBLE IN EVIDENCE, AND THAT THE FOREGOING IS TRUE AND CORRECT.

EXECUTED ON 12/31/17

DERRICK L. JOHNSON

BASED ON THE DECLARATION ABOVE, 28 U.S.C. § 1915 PROVIDES FOR THIS COURT TO AUTHORIZE THE
 COMMENCEMENT OF THIS CIVIL ACTION. RULES 4(b), 6(c)(1)(C), 7(b), 78(b), AND 79(a)(2)(B) OF FEDERAL RULES
 OF CIVIL PROCEDURE PROVIDE MORE GROUNDS FOR THIS APPLICATION AND MOTION. FOR THESE REASONS, THIS AP-
 PPLICATION AND MOTION SHOULD BE GRANTED.

25 RELIEF SOUGHT

26 ALL RELIEF STATED IN TITLE AND IN THIS APPLICATION AND MOTION.

27 DATE: 12/31/17

DERRICK L. JOHNSON
 CDC #AY-7574
 P.O. BOX 3476
 CORCORAN, CA 93212
 PLAINTIFF PRO SE

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

SOUTHERN DISTRICT OF NEW YORK

2018 JAN 10 PM 3:24

DERRICK L. JOHNSON

Plaintiff(s)

v.

Civil Action No.

DCM ERECTORS, INC.; JOHN DOE, IN OFFICIAL CAPACITY;

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address)

DCM ERECTORS, INC.;
110 EAST 42ND STREET, SUITE #1104
NEW YORK, NY 10017JOHN DOE
110 EAST 42ND STREET, SUITE #1104
NEW YORK, NY 10017

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

DERRICK L. JOHNSON
CDL# AY-7574
P.O. Box 3476
CORCORAN, CA 93212

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

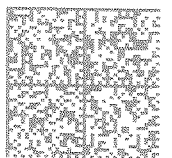
CLERK OF COURT

Date: _____

Signature of Clerk or Deputy Clerk

DERICK L. JOHNSON
CDC # AY-7574
P.O. BOX 3476
CORCORAN, CA 93212

CORCORAN
STATE PRISON



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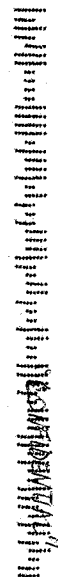
CHIEF JUDGE COLEEN McMAHON

U.S. COURTHOUSE
500 PEARL STREET
NEW YORK, NY 10007



CORCORAN STATE PRISON

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